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10
11 UNITED STATES DISTRICT COURT
12 DISTRICT OF NEVADA

13 WESTERN PROGRESSIVE – NEVADA,
14 INC.,

15 Plaintiff,

16 v.

17 THE UNITED STATES OF AMERICA (IRS);
18 C SCOTT GARDNER, an individual; TONYA
19 GARDNER, an individual; NEVADA
20 DEPARTMENT OF TAXATION; and DOES
21 1 through 50, inclusive,

22 Defendants.

23 Case No.: 2:19-cv-01141-JCM-DJA

24 JOINT STATUS REPORT

25 **AND ORDER**

26
27 Defendant the United States of America and Plaintiff Western Progressive - Nevada Inc.
28 (“Western Progressive”) submit the following joint status report pursuant to this Court’s Order
29 dated June 12, 2020 (ECF NO. 31).

30
31 This matter was resolved by stipulated judgment (ECF NO. 30), wherein the United
32 States of America and Plaintiff agreed that “Plaintiff withdraws its motion for summary
33 judgment,” thereby withdrawing same upon issuance of the Order. The Parties further resolved
34 the interpleader and all claims for attorney’s fees, when they stipulated: “After the Court enters
35 an order approving this stipulation, Plaintiff will distribute the funds directly to the parties in
36 accordance with the prior stipulated priority, and this judgment. Other than the \$4,985.10

1 provided for in this stipulation, the parties shall bear their own fees and costs, including for any
2 future stipulations or motions to distribute filed with the Court.”

3 The Parties further agreed that this case can be dismissed: “Upon entry of the Order
4 granting this stipulation, and entry of any final judgment required by the Court, all pending
5 claims will have been resolved, and the case shall be closed.”

6 The Parties have performed in line with all agreements in the stipulation, and request the
7 case be dismissed.

8 WHEREFORE the below parties stipulate and request an order closing the case.

9
10 DATED: June 15, 2020

RICHARD E. ZUCKERMAN
Principal Deputy Assistant Attorney General

11 /s/ Alexander Stevko
12 ALEXANDER STEVKO
13 Trial Attorney, Tax Division
U.S. Department of Justice

14 NICHOLAS A. TRUTANICH
15 U.S. Attorney
District of Nevada
Attorneys for United States

16 DATED: June 15, 2020

17 /s/ Shadd A. Wade
18 SHADD WADE
19 ZBS LAW, LLP.
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(702) 948-8565
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Attorney for Western Progressive

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of ZBS LAW, LLP; that service of the foregoing **JOINT STATUS REPORT** was made on the 15th day of June, 2020, by electronic service to all parties and counsel as identified on the Court-generated Notice of Electronic Filing.

David J. Pope
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Attorney for Nevada Department of Taxation

Alexander E. Stevko
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Attorney for the United States

/s/Sara Hunsaker
An Employee of ZBS LAW, LLP

ORDER

IT IS HEREBY ORDERED that the clerk shall **CLOSE** this case.

James C. Mahan
U.S. District Court Judge

DATE: July 12, 2021